

Fill in this information to identify the case:

Debtor 1 Manuel li Ybanez  
First Name Middle Name Last Name

Debtor 2 \_\_\_\_\_  
(Spouse, if filing) First Name Middle Name Last Name

United States Bankruptcy Court for the: Eastern District of Washington  
(State)

Case number: 16-02182

**Form 1340 (12/19)**

**APPLICATION FOR PAYMENT OF UNCLAIMED FUNDS**

**1. Claim Information**

For the benefit of the Claimant(s)<sup>1</sup> named below, application is made for the payment of unclaimed funds on deposit with the court. I have no knowledge that any other party may be entitled to these funds, and I am not aware of any dispute regarding these funds.

Note: If there are joint Claimants, complete the fields below for both Claimants.

Amount:	\$ 51,870
Claimant's Name:	Manuel Ybanez, li
Claimant's Current Mailing Address, Telephone Number, and Email Address:	500 S. 11th St. Sunnyside WA 98944 509-572-8034 manuellybanez1962@gmail.com

**2. Applicant Information**

Applicant<sup>2</sup> represents that Claimant is entitled to receive the unclaimed funds because (*check the statements that apply*):

- ☐ Applicant is the Claimant and is the Owner of Record<sup>3</sup> entitled to the unclaimed funds appearing on the records of the court.
- ☐ Applicant is the Claimant and is entitled to the unclaimed funds by assignment, purchase, merger, acquisition, succession or by other means.
- ☒ Applicant is Claimant's representative (e.g., attorney or unclaimed funds locator).
- ☐ Applicant is a representative of the deceased Claimant's estate.

**3. Supporting Documentation**

- ☒ Applicant has read the court's instructions for filing an Application for Unclaimed Funds and is providing the required supporting documentation with this application.

<sup>1</sup> The Claimant is the party entitled to the unclaimed funds.

<sup>2</sup> The Applicant is the party filing the application. The Applicant and Claimant may be the same.

<sup>3</sup> The Owner of Record is the original payee.

**4. Notice to United States Attorney**

Applicant has sent a copy of this application and supporting documentation to the United States Attorney, pursuant to 28 U.S.C. § 2042, at the following address:

Office of the United States Attorney  
Eastern District of Washington  
920 W Riverside Ave. #300  
Spokane, WA 99201

**5. Applicant Declaration**

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: 12/19/2022

Julie Pendleton

Signature of Applicant

Julie Pendleton

Printed Name of Applicant

Address: 601 Union Street  
Seattle, WA 98101

Telephone: 2068468902

Email: JuliePendletonlawyer@gmail.com

**5. Co-Applicant Declaration (if applicable)**

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: \_\_\_\_\_

Signature of Co-Applicant (if applicable)

Printed Name of Co-Applicant (if applicable)

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_

Email: \_\_\_\_\_

**6. Notarization**

STATE OF Washington

COUNTY OF King

This Application for Unclaimed Funds, dated 12/19/2022 was subscribed and sworn to before me this 19 day of December, 20 22 by

Julie Pendleton

who signed above and is personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument. WITNESS my hand and official seal.

(SEAL)

JENNIFER B. BARNES

Notary Public

State of Washington Commission expires:

License Number 335858

My Commission Expires

December 09, 2023

**6. Notarization**

STATE OF \_\_\_\_\_

COUNTY OF \_\_\_\_\_

This Application for Unclaimed Funds, dated \_\_\_\_\_ was subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_ by

who signed above and is personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument. WITNESS my hand and official seal.

(SEAL)

Notary Public \_\_\_\_\_

My commission expires:

# **Lasher Holzapel Sperry & Ebberson, PLLC**

601 Union Street, Seattle, WA 98101

## **ASSIGNMENT OF INTEREST IN UNCLAIMED FUNDS**

THIS AGREEMENT entered into this 12<sup>th</sup> day of December, 2022 by and between Julie Pendleton, Managing Member of Lasher Holzapel Sperry & Ebberson, PLLC (hereinafter referred to as "Assignee" ) and whose current address is 601 Union Street, Seattle, WA 98101, and Manuel Ibanez, li (hereinafter referred to individually as "Assignor") and whose current address 500 S. 11th St. Sunnyside, WA 98944

WHEREAS there has been a filing of a bankruptcy case and real estate property was sold or unclaimed funds remain due to a non-exemption, or a creditor claim. The Assignor believes she has a right to the Unclaimed funds.

WHEREAS, Assignee agrees to pay all fees, and costs incurred for and related to the recovery of the Unclaimed funds ONLY if proceeds are collected.

THEREFORE, Assignor and Assignee do hereby covenant, promise, and agree as follows:

1. Conveyance. Assignor does hereby convey, transfers and assigns any and all rights, title, interest, and claims, including but not limited to, all statutory rights to any Unclaimed funds resulting from the bankruptcy case located at:

United States Bankruptcy Court Eastern District of Washington

Debtor- Manuel Ybanez, li

Case no. 16-02182

2. Rights Given. By this Assignment, the Assignor assigns to the Assignee the right to bring any action, application or otherwise to enforce collection or release of the Unclaimed funds, including any and all interest that may accrue, and attorney's fees and costs pursuant any available law or rule, and Assignee assigns the right to obtain any order in Assignor's name and to receive payment of the Unclaimed funds in Assignors' name.
3. Collection of Surplus funds. Assignee hereby agrees to attempt within the best of its abilities to collect the Unclaimed funds. If Assignee collects any Unclaimed funds, Assignee shall pay Assignor the remaining balance after subtracting all service fees.
4. Fees. Lasher Holzapel Sperry & Ebberson, PLLC fees are 30% of the unclaimed fund balance recovered.

5. Confidentiality and Exclusivity. Assignor and Assignee agree they will not release any information regarding this agreement to anyone except as required by law. Assignors also agree that they will not sign any agreement with any other person or entity for the recovery of Unclaimed funds.

6. Representation of Assignor. The assignor represent and state that: a) the case was filed b) The Trustee issued funds into the court registry to Assignor; c) everything represented by the Assignors is true and correct; and, d) Assignor is the person entitled to the Surplus funds; e) Assignors will cooperate fully with Assignee and her efforts to obtain the funds, and will do nothing to hinder them; f) That should the Surplus funds prove unobtainable for any reason, Assignor owes nothing.

7. Representation of Assignee. Assignee represents it will use its best effort to recover the greatest amount of surplus funds allowed by law. Assignee does not, however, promise that it will be able to recover the surplus funds. Assignee will act in accordance with all applicable laws.

THIS IS AN IMPORTANT, LEGAL AND BINDING DOCUMENT. DO NOT SIGN THIS ASSIGNMENT  
UNLESS YOU COMPLETELY UNDERSTAND IT.

Manuel Ybanez, li

Signature: Manuel Ybanez

Telephone: 509-572-8034

Email: manueliybanez1962@gmail.com

Lasher Holzapfel Sperry & Ebberson, PLLC

Julie Pendleton

By: Julie Pendleton, Managing Member

Email: juliependletonlawyer@gmail.com

LIMITED POWER OF ATTORNEY

I, Manuel Ybanez, li hereby appoint Lasher Holzapfel Sperry & Ebberson, a Washington limited liability company, and Julie Pendleton, its Managing Member, (the "Company") as my lawful attorney and Agent (the "Agent") for me and in my name and stead, and for my use and benefit to claim Assets held for me by the United States Bankruptcy Court Eastern District of Washington (the "Assets"), giving and granting unto the Company, my said attorney in fact and Agent, full authority and power to exercise or perform any act, power, duty, right or obligation whatsoever that I now have or may hereafter acquire, relating to the Assets as fully as I might or could do if personally present, including but not limited to any request by the Company as my Agent or the

Company's Attorney-at-Law to the then holder of the Assets for the direct transmission to and receipt of the Assets paid to the Company and later disbursement to me in accordance with the outstanding Agreement between the Agent and me.

This Power of Attorney will cease twelve (12) months from date hereof.

IN WITNESS WHEREOF, I have signed this Power of Attorney this 12th day of December 2022 and I direct that photographic copies of this Limited Power of Attorney be made, which shall have the same force and effect as an original.

Signed 12th this December day of 2022

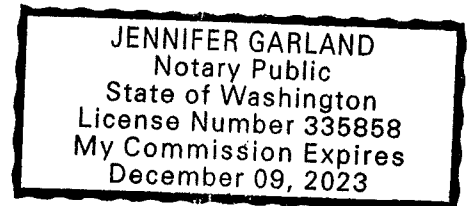
Manuel Ybanez

Manuel Ybanez, li

SUBSCRIBED AND SWORN TO BEFORE ME this 12 day of December  
2022

County of King

State of Washington



Jen Garland  
Notary Public

Date of Commission Expires: 12/09/2023

Dec 19, 2022

U.S. Bankruptcy Court Eastern District of Washington  
PO Box 2164  
Spokane, WA 99201

RE: Manuel Ibanez, li - Case -16-81278  
Applicant for unclaimed funds  
Unclaimed funds- \$51,870.00

My name is Julie Pendleton of Lasher Holzapfel Sperry & Ebberson, PLLC in Washington and I am the claimant for the above-mentioned matter. I am enclosing to you the application for payment of unclaimed funds and the supporting documents.

I'm kindly asking you to review this application for processing and please let me know if any additional documents are needed.

Regards,

Julie Pendleton  
Lasher Holzapfel Sperry & Ebberson, PLLC  
juliependletonlawyer@gmail.com

Enclosures

CC: Office of the United States Attorney Eastern District of Washington